## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

1547990 ONTARIO LTD., a foreign corporation,

4:12CV3134

Plaintiff,

vs. ORDER

CINCH, LLC, CENTRAL PLAINS MILLING, LLC, IHOG ENTERPRISES, LLC, and DENNIS NUTTELMAN,

Defendants.

This matter is before the Court on the motion to dismiss filed by plaintiff 1547990 Ontario Ltd. ("Ontario"). Filing <u>18</u>. Ontario has moved to dismiss all defendants, without prejudice and at Ontario's cost. The defendants have not yet been served. Pursuant to <u>Fed. R. Civ. P. 41(a)(1)(A)</u>, Ontario may dismiss this action without the Court's approval.

Accordingly,

## IT IS ORDERED:

- 1. This case is dismissed, without prejudice and at Ontario's cost; and
- 2. A separate judgment will be entered.

Dated this 28th day of August, 2012.

BY THE COURT:

ohn M. Gerrard

United States District Judge